



## TOWN OF TYNGSBOROUGH

Office of the Board of Selectmen

25 Bryant Lane

Tyngsborough, MA 01879

Tel: 978 649-2300 Ext. 100 Fax: 978 649-2320

APPROVED

### Board of Selectmen Meeting Minutes

Monday, February 13, 2012 at 6:00 P.M. Community Room, Town Offices, 25 Bryant Lane  
Members Present: Selectman Rick Reault, Selectman Robert Jackson, Selectwoman Elizabeth Coughlin, Selectman Allen Curseaden, Selectman Corliss Lambert  
Staff Present: Michael Gilleberto, Admin Assistant Therese Gay

The listing of matters are those reasonable anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed, and other items not listed may also be brought up for discussion to the extent permitted by law.

#### **1. 6:00 PM Open Meeting/Pledge of Allegiance**

The Chairman called the meeting to order. The Board was introduced, the Pledge to the Flag, and the Agenda was read by the Clerk of the Board.

#### **2. New Business**

##### **A. 6:05 PM Liquor License Request – Manager Change at Vesper Country Club**

The Board received and reviewed the application for a manager change at the Vesper Country club. The application was in order and Mr. Mazur, the proposed new manager was present, Mr. Mazur introduced himself, the Board welcomed him. Hearing no further comments from the Board the Chairman entertained a motion from the Board. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Jackson to approve the request for a manager change at the Vesper Country Club to David Mazur. Selectwoman Coughlin left the meeting.

##### **B. One Day Special License Request – Notre Dame Academy**

The Board received and reviewed the annual request for a one day special license for the Academy of Notre Dame spaghetti supper. The application was in order, the Chairman hearing no further discussions entertained a motion. The Board voted 4-0 on a motion by Selectman Jackson, second by Selectman Curseaden to grant the one day special license as requested.

##### **C. One Day Special License Request – Greater Lowell Technical HS**

Selectwoman Coughlin returned to the meeting.

The Board received and reviewed the annual request for a one day special license for the Greater Lowell Technical High School for the Superintendent's Dinner. The application was in order, the Chairman hearing no further discussions entertained a motion from the Board.

The Board voted 5-0 on a motion by Selectman Jackson, second by Selectwoman Coughlin to grant the one day special license as requested.

##### **D. Special Municipal Employee designation – Sewer Administrator**

The Board at their January 30<sup>th</sup> work session reviewed the request from the new Sewer Administrator to declare the Planning Board a special municipal employee, the new Administrator is also an elected Planning Board Member. The Board voted 4-0-1 on a motion by Selectman Jackson, second by Selectwoman Coughlin to approve the request for municipal employee as voted at the January 30, 2012 meeting. Selectman Curseaden recused from the vote, he is the Sewer Superintendent. The Board welcomed Caryn.

### **E. 6:30 PM National Grid**

- **Electrical Outages**

State Representative Colleen Garry met with the Selectmen and the National Grid team Mr. Dave Gendell, Ken Lomax, Jim McArthur to discuss the power outages the Tyngsborough residents have experienced since hurricane Irene and the surprise October snow storm that hit Tyngsborough. Many of the outages during the storm were related to downed trees. Out of the 15 power outages experienced  $\frac{3}{4}$  of them were tree related. National Grid is working aggressively in their tree trimming and will rap up the work by March 31<sup>st</sup>. The tree trimmings are done every five years the work crews come to communities and they assess what has to be done and start the pruning process. The crews do not touch trees on private properties only what is in the right of ways. The sewer superintendent states the power outages are significant for the departments 12 pumping stations. The great ground crew working with the superintendent expedited the repairs and did a great job the pilot program went very well. Representative Garry asked if there was some thought to using feeder lines from Dracut, Mr. Lomax said that is something to look at and will follow up with the engineering group. The business owners in town have expressed their frustration because outages means they have to close and that means they are losing money.

- **Old Town Hall easement**

Mr. Gendell spoke with the Selectmen on the easement that was requested. The underground utilities are to correct the overhead wires that service the two houses behind the Old Town Hall Bldg. The old town hall bldg. will benefit from the underground service. The Board will work with National Grid. Mr. Gendell will review the request further and will contact Town Administrator.

### **3. Old Business – no old business this evening.**

### **4. Citizen/Business Time**

Citizens or business owners may contact the Office of the Selectmen to request to address the Selectmen during citizen/business time. Citizens or business owners who have not contacted the Office of the Selectmen in advance may address the Board of Selectmen on matters of interest to the public for not more than five (5) minutes.

Ms Puleo came forward on citizen time to discuss article 2 on the STM Warrant whether the wording will be to borrow or to fund from free cash. The Board will address the wording at their meeting scheduled before the Town Meeting.

### **5. Correspondence**

A list of correspondence will be included with approved meeting minutes per the requirements of the Massachusetts Open Meeting Law and may be posted online at [www.tyngsboroughma.gov](http://www.tyngsboroughma.gov). Copies of correspondence may be requested from the Office of the Board of Selectmen.

The Clerk read the correspondence as presented, the Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Jackson to accept the correspondence as read for discussion. A clarification on the Hydro Electric Memo, the river was lowered due to work being done on the dam in Lowell. The COA newsletter announced the start of the senior work off program and the Tyngsborough Library received the waiver that they had applied for.

### **6. Selectmen's Reports**

- Selectman Coughlin – Energy & Envir Affairs/Licenses/Insp/Util/Transportation Spoke briefly on the just concluded meeting with National Grid, it was a good meeting. I did attend the DPU hearing and I was provided with further information if anyone has any questions can contact me. I also attended the MBTA meeting regarding fare hikes and route changes and spoke against any increases. Spoke to Tim Kelly on the Comcast contract and looking to move forward. On the EEAC front the electric charging stations are being installed, the insulation project is moving along and the acquisition of street lights is nearly complete.

- Selectman Reault – Northern Middlesex Council Of Government

Thank you to the Sewer Department for helping us in the rewiring of the Computer Room.

- Selectman Jackson – I have no notes this evening.
- Selectman Curseaden – Technology, Pawtucket Blvd Project, Abandoned Homes

I had a meeting with the IT Director about the IPADs he suggested we lease them for two years. Other Boards would be able to use them for their meetings. Will discuss financing with the Finance Committee.

- Selectman Lambert asks about the closing of the roof on the Winslow School Bldg.

Selectman Reault announced that the work has started and that a contractor is to do the repairs and will also do the repairs on the Littlefield Library bldg. The inmates from the Billerica House of Correction will lift the rug from the Winslow School Bldg. I also have a concern about the traffic on Middlesex Road going toward the mall, the traffic light is not on long enough to keep the traffic moving during peak traffic hours.

## **7. Town Administrator's Reports**

- Response to Selectmen's Requests

Attached is the letter to the Board of Health for comment on the citizens' petition Article 1. A copy of the Warrant is enclosed.

- Budget

There are copies of documentation from last Thursday's Finance Committee meeting is enclosed.

- Departmental Information

The appointment letter for Caryn, Sewer Administrator is enclosed.

- Contracting/Procurement

The certification was submitted to the Department of Energy Resources for our solar compactors. The proposal for the purchase of the street lights is enclosed; we are in the process of auditing the data and expect the contract will be ready for signature at the end of the month. After having a conversation with National Grid, they had identified 9 underground light in recent developments that if exclude would better serve the town. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Jackson to exclude the 9 lights served by underground wiring from purchasing and to authorize the Town Administrator to move forward with signing the contract after Town Counsel's review.

- Other

I have enclosed a copy of a letter received from the Greater Lowell Technical High School regarding their pending construction project. The Board had a discussion on the Board of Health's vacancy, a resident sent a letter of interest that was forwarded to the Board of Health they responded that they would not be appointing a member and will wait till Town Election to fill. The resident has since pulled paper for the elected position. Selectman Jackson is seeking Town Counsel's opinion on what the responsibility of the Board of Selectmen and the Board of Health. Selectman Lambert sees not need to fill if they need assistance they can ask. The Special Town Meeting is Wednesday February 15 every one is welcomed.

## **8. Work Session - No work session this evening.**

## **9. Executive Session**

The board may move to go into executive session to discuss strategy with respect to collective bargaining, litigation, or exempt negotiations if an open meeting may have a detrimental effect on such subject matters.

- Collective Bargaining

The Board voted on a motion by Selectwoman Coughlin, second by Selectman Lambert to enter into Executive Session to discuss strategy with respect to collective bargaining, as an open meeting may have a detrimental effect on such subject matters and to return to open session. Roll Call Vote: Selectman Lambert, yes; Selectman Curseaden, yes; Selectwoman Coughlin, yes; Selectman Jackson, yes; Selectman Reault, yes.

The Board entered into executive session at 9:12P.M.

**10. Work Session (if needed) – No Work Session This Evening.**

**11. Adjournment**

The Board voted 5-0 on a motion by Selectman Lambert, second by Selectman Jackson to adjourn the meeting. The meeting adjourned at 11:55 PM.

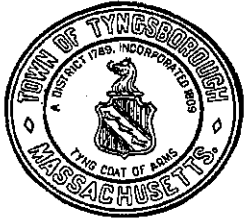
Respectfully Submitted by

  
Therese Gay  
Admin Assistant

Approved on May 14, 2012

## Board of Selectmen Correspondence - Week of February 10, 2012

Date	Author	Subject	In Packet?
2/10/2012	Comm of Mass Library Bd	Tyngs Library Waiver	2/10/2012
2/10/2012	NMCOG	Meeting Notice	2/10/2012
2/9/2012	Boat Hydropower	Notification	2/10/2012
2/10/2012	Xfinity	Channel Change Notification	2/10/2012
2/10/2012	UMASS Lowell	Newsline	2/10/2012
2/8/2012	Building Dept	Notice	2/10/2012
2/9/2012	Comment from Resident	Response to an Incident	2/10/2012
2/9/2012	MAPC	Info	2/10/2012
2/9/2012	Town Counsel	Monthly Report	2/10/2012
2/9/2012	Tyngs Public School	Invitation	2/10/2012
2/9/2012	Tyng Dunstable Rotary Club	Announcement	2/10/2012
2/9/2012	COA	Announcement	2/10/2012
2/8/2012	Con Com	Meeting Notice	2/10/2012
2/8/2012	School Dept	Minutes	2/10/2012
2/8/2012	YMCA	Invitation	2/10/2012
2/7/2012	MMA	Info	2/10/2012
2/7/2012	Town Treasurer	Info	2/10/2012
2/6/2012	Tyngs Public Library	Info	2/10/2012
2/7/2012	Tyngs Finance Comm	Meeting Notice	2/10/2012
2/6/2012	Mass Cultural	Info	2/10/2012
2/6/2012	Comment from Resident	Info	2/10/2012
2/6/2012	Town Administrator	STM Info	2/10/2012
2/6/2012	Comcast	Info	2/10/2012
2/6/2012	MILA	Info	2/10/2012
2/6/2012	Town Administrator	Comparison	2/10/2012
2/2/2012	Tyngs Library	MAR Waiver	2/10/2012
1/30/2012	MILA	Info	2/10/2012
1/31/2012	COA	Newsline	2/10/2012
2/1/2012	Dept Army	Info	2/10/2012
2/1/2012	Town Counsel	Info	2/10/2012
2/1/2012	Municipibid	Info	2/10/2012



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  - **Electrical Outages**
  - **Old Town Hall easement**

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- Selectman Reault – Northern Middlesex Council Of Government
- Selectman Jackson –
- Selectman Curseaden – Technology, Pawtucket Blvd Project, Abandoned Homes
- Selectman Lambert –

#### **7. Town Administrator's Reports**

- Response to Selectmen's Requests
- Budget
- Departmental Information
- Contracting/Procurement
- Other

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- Collective Bargaining

**10. Adjournment**

**Future Meetings**

**Selectmen's Meeting Wednesday, February 15, 2012 at 6:00 PM at Tyngsborough Elementary School**

**Special Town Meeting Wednesday, February 15, 2012 at 7:00 PM at Tyngsborough Elementary School**

**Selectmen's Meeting Thursday, February 16, 2012 at 7:30 PM at the Town Offices**

**Town Hall Closed Monday, February 20, 2012 in Observance of Presidents' Day**

**Selectmen's Meeting Monday, February 27, 2012 at 6:00 PM at the Town Offices**